

2 November 1954

MEMORANDUM FOR: Comptroller
ATTENTION: Claims Branch, Fiscal Division
SUBJECT: Automobile Accident (Survey Report No. 11661)

1. Transmitted herewith for your approval is the claim of the Yellow Cab Company of D. C. Inc., arising out of an accident on 24 June 1954 at Treasury Place and East Executive Avenue, N. W., between a cab operated by a [REDACTED] and an Agency vehicle operated by [REDACTED]

2. This office has reviewed the claim herewith submitted and finds it to be one arising from circumstances where the United States, if a private person would be liable to the claimant in accordance with the laws of the District of Columbia as provided by the Federal Tort Claims Act as amended, 28 U.S.C. 2672.

3. It will be noted that Paragraph 3 of the memorandum from Chief, Supply Division, forwarding the original survey file to this office makes mention of the fact that it is the opinion of the Agency driver that some of the damages listed were not the result of the accident. Mention of a question as to the amount of damages was also made in the original from this office to the Yellow Cab Company under date of 31 July 1954. Review of the final claim submitted and an informal check with the Property Survey Officer indicates that the claim as submitted is reasonable as to both damages incurred and the dollar amount claimed for repairs. Although it was the opinion of the Agency driver which was substantiated by the passenger in the Agency vehicle, another Agency driver, that only the tail light lens was damaged, it would be a practical impossibility that only such slight damage was incurred in view of the damage to the Agency vehicle. It is therefore the opinion of this office that the damages claimed are reasonable and should be approved for reimbursement.

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[REDACTED]

Office of General Counsel

OGC/JGO:afb
Distribution:

Orig - Addressee

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